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In re the application of: Fischetti et al.

U.S. Application No.10/067,991

Group: 1651

Filed: 02/08/2002

Examiner: Prats, Francisco Chandler

The Honorable Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

### **AMENDMENT AND RESPONSE**

The undersigned is responding to the Office Action mailed April 30, 2004.

#### **IN THE SPECIFICATION**

Applicants respectfully request that the priority statement be amended so as to be updated for any applications that have been allowed and have issued..

#### **IN THE ABSTRACT**

Please see attachment

#### **REMARKS**

Claims have been amended in response to the Office Action, and the appropriate Terminal Disclaimer is being filed.

Applicants note that none of the prior art teaches a nasal sprayer for spraying a composition

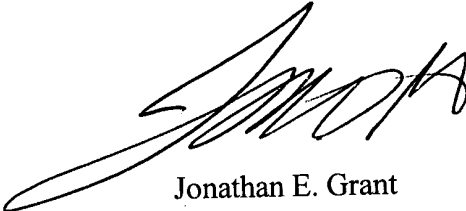
containing a bacteriophage.

Applicants note that it is an inherent feature of the application that a nasal sprayer be included to distribute the nasal spray, as one skilled in the art will recognize. Support for this inherent feature is found in the application, in that section of the specification where the composition and use of the nasal spray is disclosed.

The terminal disclaimer is attached, along with the appropriate fees.

Please call the undersigned at (301) 603-9071, or at the cell phone number of (301) 346-8714 if you have any questions, comments, or suggestions.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Jonathan E. Grant', is written over the printed name.

Jonathan E. Grant